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Attorneys for Plaintiff
GSI TECHNOLOGY, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GSI TECHNOLOGY, INC., a Delaware
corporation,

Plaintiff,

v.

CYPRESS SEMICONDUCTOR
CORPORATION, a Delaware corporation,

Defendant.

Case No. 5:11-cv-03613-EJD

**STIPULATION AND MOTION TO
ENLARGE THE TIME FOR OPPOSITION
AND REPLY BRIEFS ON DEFENDANT'S
MOTION TO DISMISS AND TO
CONTINUE THE CASE MANAGEMENT
CONFERENCE**

[Local Civil Rules 6-2, 16-2(e), 7-11(a), 7-12]

Plaintiff GSI Technology, Inc. ("GSI") and Defendant Cypress Semiconductor Corporation ("Cypress"), by and through their respective counsel of record, hereby agree and stipulate to an enlargement of time pursuant to Local Civil Rules 6-2 and 7-12 for the following reasons:

1. GSI filed its Complaint against Cypress on July 22, 2011 for violation of federal and state antitrust laws. At the request of Cypress, GSI stipulated to enlarge Cypress's time to respond to the Complaint to September 14, 2011 pursuant to Local Civil Rule 6-1(a). (Docket No. 11.) On September 14, 2011, Cypress filed its Motion to Dismiss the Complaint ("Motion to

Dismiss”), which is to be heard on December 16, 2011, at 9:00 a.m. (Docket No. 14.)

2. Cypress’s Motion to Dismiss all claims in the Complaint raises numerous complex issues and cites in excess of 60 cases as well as several other authorities in support of the Motion. Given the number and complexity of the issues raised by the Motion, and given that the earliest available date for hearing the Motion on the Court’s calendar is December 16, 2011, GSI and Cypress have agreed and stipulate to an enlargement of time for opposition and reply briefs subject to the Court’s approval as set forth below.

3. The Case Management Conference in this case is currently scheduled for October 7, 2011, which would require the parties to meet and confer and file a Joint Case Management Statement by September 30, 2011. (Docket Nos. 9 and 10.) GSI and Cypress believe that until the Motion to Dismiss is resolved, the parties will not be able to identify the issues, witnesses, documents or other matters sufficiently to prepare the required disclosures and joint discovery plan as provided by Local Civil Rule 16-9 and Rule 26(f) of the Federal Rules of Civil Procedure. Accordingly, GSI and Cypress move the Court to order a continuance of the Case Management Conference to a date to be determined by the Court at, or following, the hearing on Cypress’s Motion to Dismiss. The parties believe that continuing the Case Management Conference to a date after the Court has decided Cypress’ Motion to Dismiss would serve the interests of judicial economy.

4. The only previous enlargement of time in this action was pursuant to a stipulation extending Cypress’s time to respond to GSI’s Complaint. The enlargements of time requested by this Stipulation and Motion will not have any effect on the schedule of the case .

For all of the foregoing reasons, GSI and Cypress request that the Court approve the following stipulated briefing schedule and continue the Case Management Conference to a date to be determined by the Court as follows:

(a) GSI’s opposition to Cypress’s Motion to Dismiss shall be filed no later than October 28, 2011;

(b) Cypress’s reply in support of its Motion to Dismiss shall be filed no later than November 18, 2011;

(c) The Motion to Dismiss will be heard on December 16, 2011 at 9:00 a.m. unless otherwise ordered by the Court;

(d) The Case Management Conference scheduled for October 7, 2011, is hereby vacated and continued to a date to be set by the Court at, or following, the hearing on Cypress's Motion to Dismiss.

DATED: September 20, 2011

Respectfully submitted,

By: /s/ Mary Jo Shartsis

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DATED: September 20, 2011

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CYPRESS SEMICONDUCTOR CORPORATION

IT IS SO ORDERED AS MODIFIED.

The Case Management Conference is continued to **January 20, 2012 at 10:00 AM**. Joint Case Management Conference Statements due by **January 13, 2012**.

DATED: September 23, 2011


THE HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT COURT

CERTIFICATION UNDER GENERAL ORDER NO. 45

I, Mary Jo Shartsis, am the ECF User whose ID and password are being used to file this Joint Stipulation and Motion. In compliance with General Order No. 45, X.B., I attest that Christopher J. Kelly, counsel for Defendant, has concurred in this filing.

DATED: September 20, 2011

/s/ Mary Jo Shartsis

MARY JO SHARTSIS

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